

(The roll was called.)

THE PRESIDENT: The Chair recognizes Delegate Powers.

DELEGATE POWERS: Mr. Chairman, I move that we recess until 3:15.

THE PRESIDENT: All in favor signify by saying Aye; contrary, No. The Ayes have it and it is so ordered.

The hour is 3:15.

(Whereupon, at 1:45 P.M. the Convention was recessed, to reconvene at 3:15 P.M., of the same day.)

PLENARY SESSION

DECEMBER 12, 1967—3:15 P.M.

PRESIDENT H. VERNON ENEY,
PRESIDING

THE PRESIDENT: The Sergeant-at-Arms will clear the aisles and close the doors.

The Convention will please come to order.
Roll call.

(Whereupon, the roll was called.)

THE PRESIDENT: Has every delegate answered roll call?

Delegate Carson, do you desire to answer roll call?

Has every delegate answered roll call? The Clerk will record the roll call. Reports of committees? Committee of the Whole Report No. 16.

The Clerk will read the report.

READING CLERK: Report of the Committee of the Whole No. 16. This report covers matters in General Order No. 25, Committee Recommendation No. S&E-2: A Report on Committee Recommendation S&E-2 (Eligible Voters in Federal, State and County Elections; Eligible Voters in Municipal Elections; Eligible Voters in Presidential Elections; Voters in United States Enclaves; Disqualification; Uniform Conduct of Elections; General Elections; Pluralities; No Property Test for Public Office).

THE PRESIDENT: The report has heretofore been referred to the Committee on Style, Drafting and Arrangement.

Committee Report No. 17. The Clerk will read the report.

READING CLERK: Report of the Committee of the Whole No. 17. This report

covers matters in General Order No. 26, Committee Recommendation No. EB-2: A Report on Committee Recommendation EB-2 (Attorney General, Powers and Duties of the Attorney General).

The Committee of the Whole has considered Committee Recommendation No. EB-2 and has approved it with amendments as indicated in the attachment to this report.

THE PRESIDENT: The report has heretofore been referred to the Committee on Style, Drafting and Arrangement.

You will recall that final action was not taken by the Convention with respect to Committee Report EB-1. Because of a parliamentary inquiry put to the Chair by Delegate Wheatley the Chair was unable to respond at that time. The Chair will give the answer now to the question posed by Delegate Wheatley. He asked whether the action of the Convention in adopting the report of the Committee of the Whole, Committee Report EB-1, would prevent the Convention from considering on second reader of committee recommendations, an amendment which would be contrary to, or in contravention of, one of the provisions of the committee report.

For instance, the Committee Report provides that the constitution shall not provide for a treasurer. If this is approved by the Convention, does it thereby prevent the Convention in considering on second reader the Committee Recommendation EB-1 from considering an amendment providing for a treasurer.

The Chair's answer is that under the Rules of the Convention it would prohibit such an amendment. However, under the Rules of the Convention any matter decided by the Convention can be reconsidered at any time. Accordingly if it was desired to submit an amendment to a committee recommendation, this would be contrary to some action taken by the Convention on the committee report and the proper procedure would be first to move for reconsideration of the vote by which the committee report was adopted.

The Chair calls your attention to the provisions of the rule with respect to reconsideration, Rule 54, page 29 of the printed booklet sets out in detail the circumstances under which any matter or questions may be reconsidered at any time before the Convention adjourns *sine die*.

The Chair will request the Chairman of the Committee on Calendar and Agenda to